

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James F. Thaxter, Associate Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Lisa J. Prosser, Deputy Clerk.

F025977 Central Coast Partners v. The City of Fresno

Parties stipulate that (1) Ardaiz, P.J., the absent assigned justice, participate in the determination of this appeal, and (2) Ardaiz, P.J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by Myron F. Smith, Esq., counsel for appellant and by Randall J. Krause, Esq., counsel for respondent.

Submission deferred until Tuesday February 17, 1998 for Ardaiz, P. J. to listen to the tape recording of oral argument.

F024754 People v. Thompson

Parties stipulate that (1) Ardaiz, P.J., the absent assigned justice, participate in the determination of this appeal, and (2) Ardaiz, P.J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by Kyle Gee, Esq., counsel for appellant. Lloyd G. Carter, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Submission deferred until Tuesday February 17, 1998 for Ardaiz, P. J. to listen to the tape recording of oral argument

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The court reconvened in its courtroom at 1:30 P.M. Honorable James F. Thaxter, Associate Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Joe G. Lopez, Deputy Clerk.

F029232 James O'Connor v. Superior Court, County of Madera; People

Parties stipulate that (1) Ardaiz, P.J., the absent assigned justice, participate in the determination of this appeal, and (2) Ardaiz, P.J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by Ilan Funke-Bilu, Esq., counsel for petitioner and by Susan J. Orton, Esq., Deputy Attorney General, counsel for real party.

Submission deferred.

F024248 Costa v. Texaco Refining and Marketing, Inc., Et al.

Parties stipulate that (1) Ardaiz, P.J., the absent assigned justice, participate in the determination of this appeal, and (2) Ardaiz, P.J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by Warren C. Wetteroth, Esq., counsel for appellant and by Diane I. Jennings, Esq., counsel for appellant.

Submission deferred until Tuesday February 17, 1998 for Ardaiz, P. J. to listen to the tape recording of oral argument

F025281 People v. Calderon

Parties stipulate that (1) Ardaiz, P.J., the absent assigned justice, participate in the determination of this appeal, and (2) Ardaiz, P.J. to listen to the tape recording of oral proceedings upon his return.

Cause called and argued by Elaine Forrester, Esq., counsel for appellant and by Shirley A. Nelson, Esq., Deputy Attorney General, counsel for respondent.

Submission deferred until Tuesday February 17, 1998 for Ardaiz, P. J. to listen to the tape recording of oral argument

Court recessed until Tuesday, February 17, 1998 at 1:30 P.M.

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F027740 People v. Alvarado

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F028244 People v. Gonzales

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F026726 People v. Martinez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]